

6  
JAN 21 2004



AF  
1614

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: J. McCULLOUGH et al.

Application No: 09/722,471

Group Art Unit: 1614

Filed: November 28, 2000

Examiner: R. Cook

For: METHODS FOR TREATING NICOTINE ADDICTION AND AIDING IN SMOKING CESSATION USING OPTICALLY PURE (-)-BUPROPION

Attorney Docket No.: 4821-406

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Commissioner for Patents  
PO BOX 1450  
Mail Stop AF  
Alexandria, Virginia 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision, dated July 22, 2003, of the Primary Examiner finally rejecting claims 16, 18-22, 24-29, 43, 45-49, 51-55 and 79-84 of the above-identified patent application.

An extension of time for responding to the final rejection for three (3) months is submitted herein.

A timely response to the final rejection has been filed.

A fee of \$330.00 is required. Please charge the required fee to Deposit Account No. 16-1150. A copy of this sheet is enclosed.

Respectfully submitted,

Date January 21, 2004

b. Gary Zhang

Beibing Gary Zhang (Reg. No. 47,331)

For: Anthony M. Insogna (Reg. No. 35,203)

Jones Day  
51 Louisiana Avenue, N.W.  
Washington, DC 20001-2113  
(202) 879-3939

Enclosure

RECEIVED  
JAN 26 2004  
TECH CENTER 1600/2000